

Paper No. 606
Disposes of
Paper No. 567,
in part only.

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

THE UNITED STATES OF AMERICA; et al) ORDER:) THAT FACILITIES TO INTER-) VIEW OR INTERROGATE) CERTAIN WITNESSES RE-) QUESTED BY THE ACCUSED) TOJO BE PROVIDED; AND FOR) THE ISSUANCE OF 3) SUMMONSES; AND FOR THE) PRODUCTION OF DOCUMENTS.
- vs -	
ARAKI, Sadao; et al	

This matter coming on to be heard on this 25th day of November, 1946, before The Honorable Sir William Webb, the President of the Tribunal, upon the application of TOJO, Hideki, one of the defendants herein, for the production of certain witnesses and documents necessary to the defense of said TOJO, Hideki, in accordance with the provisions of Section 3, Article 9. paragraph (e) of the Charter, the names of said witnesses and the descriptions of the documents being set forth in said application, which is Paper No. 567; and after hearing the statements and arguments of Counsel for the said TOJO, Hideki, and the Tribunal being fully advised in the premises, it is

ORDERED: That said application as to each of the following named persons be granted, as prayed:

1. SUZUKI, Kentaro;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is No. 737 Sekiyado-machi,
Higashi-Katsushika Gun, Chiba Prefecture;
he was Prime Minister in September, 1945.

2. IWATA, Ainosuke;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is No. 8 Shirokane - dai-machi 1 chome, Shibaku, Tokyo; he was the leader of "Aikoku-she."
 3. KOMAI, Tokuzo;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is Horinouchi Namamura, Sakagun, Gunma Prefecture. He is the former president of General Affairs Bureau of Manchukuo;
- and that a summons be issued, by the Secretary General of the Tribunal, commending each of said persons, to-wit: SUZUKI, Kantero, IWATA, Ainosuke, and KOMAI, Tokuzo, to attend and testify before said Tribunal as a witness for the accused TOJO, Hideki, at a time indicated to the Secretary General of the Tribunal, by counsel of record for the said accused, as a probable date when the witness will be actually required.

It is further ORDERED: That each of the following named persons, all of whom are Japanese nationals and may be located within the territorial limits of Japan, be produced or required to present himself at the time and place directed by the General Secretary of the Tribunal for interrogation by Counsel for the accused TOJO, to determine if his presence will be required at a later date to testify on behalf of the said TOJO:

1. OKADA, Tadehiko;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is 19 Nakano - cho, Azabuku, Tokyo. He was Welfare Minister in September 1945 and formerly speaker of the House of Representatives.

2. SHINOBU, Dzunpei;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is Kashiwa-machi, Chiba Prefecture. He is an international lawyer and member of the Imperial Academy.
3. HIGUCHI, Ki-ichiro;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is 718 Den-en-chofu, 3 chome, Setagaya-ku, Tokyo. He is a former Lieutenant General.
4. KOGA, Kiyoshi;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is Nakameguro, Meguroku, Tokyo. He is a former Navy Lieutenant.
5. TSUGITA, Daizaburo;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is 41 Ohtsuka Nakemachi, Koishigawa-ku. He was chief of Legislative Bureau in Hirota Cabinet, and is at present State Minister of the Yoshida Cabinet.
6. YOSHITADA, Wagata;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is 3 Hisaki, Zushi-cho in the city of Yokosuka. He is the former chief of the moving picture section of the Osaka Mainichi.
7. SHIMADA, Tosio;
 - (a) The nationality of the witness is Japanese;
 - (b) His address is 158 Kogai-cho Azabuku, Tokyo. He is a former speaker of the House of Representatives and several times Cabinet Minister.

8. MORIYAMI, Eiichi;
(a) The nationality of the witness is Japanese;
(b) His address is 1075 Hiresuka 7 chome,
Ebaraku, Tokyo. He is a former president
of legislative board.
9. IIMURA, Minoru;
(a) The nationality of the witness is Japanese;
(b) His address is 50 Soshigaya 3 chome,
Setagaya-ku, Tokyo. President of "Total
War Research Institute."
10. OASA, Tadao;
(a) The nationality of the witness is Japanese;
(b) His address is Meiji Club, Nakadori No. 12
Maruno-uchi, Koji-machi-ku, Tokyo. He is
former director of Imperial Rule Assistance
Political Society. He was also State
Minister in the Koiso Cabinet.
11. YUZAWA, Michio;
(a) The nationality of the witness is Japanese;
(b) His address is 228 Yoyogi-Sanya, Shibuyaku,
Tokyo. He was Home Minister in the Tojo
Cabinet.
12. KANAI, Shoji;
(a) The nationality of the witness is Japanese;
(b) His address is City of Ueda, Nagano Prefec-
ture. He was formerly an official of
Manchukuo and Menshen Administrative Council.
13. KATAKURA, Chu;
(a) The nationality of the witness is Japanese;
(b) His address is No. 2658 Kami-Meguro 5 Chome,
Meguroku, Tokyo. He is a former Major Gen-
eral with long service in the Kwentung Army.

14. UEDA, Kenkichi;
(a) The nationality of the witness is Japanese;
(b) His address is Oiso Kanagawa Prefecture.
He was formerly Commander-in-Chief of the Kwantung Army and concurrently Ambassador to Manchukuo.
15. SAKURAI, Takutaro;
(a) The nationality of the witness is Japanese;
(b) His address is Tsuno-machi, Koyu-gun, Miyazaki Prefecture. He was advisor to the Chinese Army at the time of the Marco Polo Incident.
16. MATSUMUR, Koryo;
(a) The nationality of the witness is Japanese;
(b) His address is 4-389, Eifukucho, Suginami-Ku, Tokyo. He was formerly a Major General serving in China as Special Mission Organization.
17. KAGESA, Teisho;
(a) The nationality of the witness is Japanese;
(b) His address is Dai-Ichi Hospital in Tokyo.
He was formerly a Lieutenant General serving as liaison office by the Japanese Army and Wang-Ching-Wei Government.
18. KUMATARO, Honda;
(a) The nationality of the witness is Japanese;
(b) His address is 1102 Kamimeguro 7 chome, Meguro-Ku, Tokyo. He was Ambassador to the Wang-Ching-Wei Government.
19. ARITA, Hachiro;
(a) The nationality of the witness is Japanese;
(b) His address is 426 Shimo-ochiai 1 chome, Yodobashi-ku, Tokyo. He was formerly Foreign Minister.

20. ISHIVATA, Sotero;
(a) The nationality of the witness is Japanese;
(b) His address is Seijo-machi, Setagaya-ku, Tokyo. He was Financial Advisor to the Wang Government, and Finance Minister in the Hirenuma, Tojo, and Koiso Cabinets.
21. KUSUMOTO, Masatake;
(a) The nationality of the witness is Japanese;
(b) His address is 151 Asahimachi 2 Chome, Shimotsuna-Cho, Ibareki Prefecture. He was formerly a Major General serving in Special Service Organization in China.
22. KURUSU, Saburo;
(a) The nationality of the witness is Japanese;
(b) His address is Kerui-Zawa, Nagano Prefecture. He was special Ambassador to the United States in 1941.
23. SAITO, Yoshie;
(a) The nationality of the witness is Japanese;
(b) His address is 42 Shoto-cho, Shibuya-Ku, Tokyo. He was advisor to the Foreign Ministry during negotiations between Japan and America.
24. IWAKURO, Tadao;
(a) The nationality of the witness is Japanese;
(b) His address is 789 Denenchofu, 2 Chome, Ohmori-ku, Tokyo. He participated in drafting proposed agreement between America and Japan.
25. YAMAMOTO, Kumaichi;
(a) The nationality of the witness is Japanese;
(b) His address is 9 Shimouma, 3 Chome,

Setagaya-Ku, Tokyo. He was President of East Asia Section of Foreign Ministry and later Vice Minister for Greater East Asia Ministry in 1941.

26. ISHIHARA, Kwenji;
(a) The nationality of the witness is Japanese;
(b) His address is Tei-shin Hospital, City of Tsurugaoka, Yamagata Prefecture. He was formerly a Lieutenant General serving in the Kwantung Army.
27. YANO, Mitsuzi;
(a) The nationality of the witness is Japanese;
(b) His address is Mishima-machi, Umagun, Ehime Prefecture. He was formerly a Colonel serving on Army General Staff in charge of military geography.
28. TSUBOKAMI, Sedanobu;
(a) The nationality of the witness is Japanese;
(b) His address is 14 Yoyogi Ohyama-cho, Shibuya-Ku, Tokyo. He was formerly Ambassador to Thailand.
29. OHYAMA, Fumio;
(a) The nationality of the witness is Japanese;
(b) His address is Nagatamachi, 2 Chome, Kojimachi-Ku, Tokyo. Chief of Legal Section of War Ministry (now First Demobilization Bureau).
30. OKADA, Kibusaburo,
(a) The nationality of the witness is Japanese;
(b) His address is 1203 Setagaya-cho 1 Chome, Setagaya-Ku, Tokyo. He is a former Major-General and former official of Cabinet Planning Board.

31. MATSUDA, Reikichi;
- (a) The nationality of the witness is Japanese;
 - (b) His address is 238 Kami-ikegami-cho, Ohmori-ku, Tokyo. He was an official in the Cabinet Planning Board.
32. TANAKA, Shinichi;
- (a) The nationality of the witness is Japanese;
 - (b) His address is 2042 Yokoseko, Mizu-e Mura, Mie County, Mie Prefecture. He was formerly a Lieutenant General serving on Army General Staff prior to and during Pacific War.

It is further ORDERED: That every facility and assistance be provided to Counsel for the accused TOJO, Hideki, to submit written interrogatories to or verbally interrogate each of the following named persons at the place where said person is now located and may be found or held:

1. MUDAGUCHI, Renza;
- (a) The nationality of the witness is Japanese;
 - (b) He is now in Singapore Prison. He was formerly a Lieutenant General serving in North China at the time of the China Incident.
2. HARADA, Kumakichi;
- (a) The nationality of the witness is Japanese;
 - (b) He is now a prisoner in Singapore. He was formerly a Lieutenant General and Commander-in-Chief in Java.
3. JOSE, Laurel;
- (a) The nationality of the witness is Filipino;
 - (b) His address is Manila, Philippine Islands. He was formerly President of the Republic

of the Philippines.

4. OHTA, Koso;
 - (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was Education Minister in September 1945.
5. WACHI, Takeji;
 - (a) The nationality of the witness is Japanese;
 - (b) He has been confined in Sugamo Prison, Tokyo, but is at present in the Philippine Islands as a witness in war crimes trials.
6. IKEZAKI, Chuko;
 - (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was formerly a member of the House of Representatives and also Editor in political matters.
7. KISHI, Shinsuke;
 - (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was formerly Minister of Commerce and Industry and served as official in Manchukou.
8. ANDO, Kisaburo;
 - (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was formerly president of "Imperial Rule Assistance Society".
9. WACHI, Tsungo;
 - (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was formerly a Colonel serving

in wireless communication station in
Owada.

10. MURATA, Shozo;
- (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was formerly Ambassador to the Philippine Islands.
11. SUZUKI, Kunji;
- (a) The nationality of the witness is Japanese;
 - (b) He is at present confined in Sugamo Prison, Tokyo. He was formerly a Colonel in charge of Prisoner of War Camps in Tokyo.

It is further ORDERED: That the application of the accused for the issuance of a subpoena for each of the persons named in his request for the production of witnesses is indefinitely continued, awaiting results and disclosures of the interrogations hereinbefore authorized and ordered, and the accused is granted permission to file a supplemental application for the issuance of subpoenas for such witnesses selected from those named in this Order as may be found necessary to his proper defense in this case as a result of said interrogations.

It is further ORDERED: That the application of the accused for the production of the following named documents is granted; and that said documents, which may be located at the place or in the custody of the agency set forth opposite the description of the documents, be procured forthwith and lodged with the Registry of the Tribunal:

It is further ORDERED: That the application of the accused for the production of the documents: te-wit, 46 c; "Roberts Commission Report on Pearl Harbor, dated 23 January 1942", be continued for further consideration by the Tribunal upon application of the accused TOJO.

Dated at Tokyo, Japan, this 11 December 1946.

BY THE TRIBUNAL:

/s/ W. F. WEBB
PRESIDENT

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sent himself at the time the General Secretary of the Tribunal for interrogation by counsel for the accused HASHIMOTO, to determine if his presence will be required at a later date to testify on behalf of the said HASHIMOTO:

	<u>DOCUMENT</u>	<u>LOCATION</u>
1.	"Sick Bed Diary" of Tanaka, Ryekichi.	National Khonodai Hospital
2.	The record of the official career of Isamu, Cho.	Cabinet Record Office.

It is further ORDERED: That the application of the accused for the production of the documents: te-wit, 46 c; "Roberts Commission Report on Pearl Harbor, dated 23 January 1942", be continued for further consideration by the Tribunal upon application of the accused TOJO.

Dated at Tokyo, Japan, this 11 December 1946.

BY THE TRIBUNAL:

/s/ W. F. WEBB
PRESIDENT